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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	§	
	§	Examiner: Spitzer, Robert H.
Neary, David Lloyd	§	
	§	
Serial No.: 10/658,157	§	Art Unit: 1724
	§	
Filing Date: September 9, 2003	§	
	§	Notice Mailing Date:
For: Pure Vacuum Swing Adsorption	§	
System and Apparatus	§	September 28, 2004

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

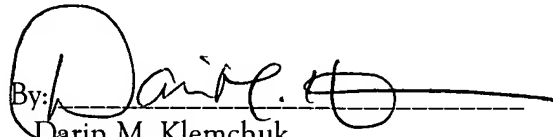
RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

This response is submitted in response to the Notice of Non-Compliant Amendment mailed September 28, 2004. In accordance with the Notice, Applicant respectfully resubmits the amended Abstract included in Applicant's September 13, 2004 Office Action Response on a separate sheet of paper. No new material has been included in the appended amended Abstract relative to the one submitted with Applicant's September 13, 2004 Office Action Response.

Respectfully submitted,

CASH KLEMCHUK ROACH POWERS LLP  
Attorneys for Applicant

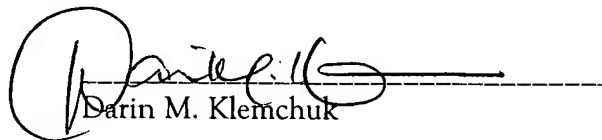
By:   
Darin M. Klemchuk  
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Date: October 12, 2004

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Darin M. Klemchuk



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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/658,157	
	Filing Date	September 9, 2003	
	First Named Inventor	Neary, David Lloyd	
	Art Unit	1724	
	Examiner Name	Spitzer, Robert H.	
Total Number of Pages in This Submission	5	Attorney Docket Number	20050.00002

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b> Response to Non-Compliant Amendment Notice date September 28, 2004		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Darin M. Klemchuk (47,709) Cash Klemchuk Roach Powers LLP (Cust. No. 000041804)		
Signature			
Date	10/12/04		

**CERTIFICATE OF TRANSMISSION/MAILING**

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